IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.47285 of 2008
KAMESHWAR CHOUDHARY
Versus
STATE OF BIHAR
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2. 28.11.2008 Heard learned counsel for the petitioner and learned counsel for the State.

The petitioner apprehends arrest in a Police case under bailable Sections of the Penal Code read with Section 3(x) of the SC/ST (Prevention of Atrocities) Act.

The submission is that as a Headmaster he only stated that when the funds are received, salary will be disbursed.

In view of the provisions of Section 18 of the latter Act, this Court finds it difficult to accept this application. However, this Court does consider the present to be an appropriate case to issue an appropriate direction that application for regular bail of the petitioner shall be considered and disposed off on the day that he surrenders keeping in mind that the petitioner would have released the salary only if he had received the same without being prejudiced by the rejection of the anticipatory bail when consideration of anticipatory bail and regular bail is entirely different.

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This application is disposed off.

Let this order be communicated by fax at the cost of the petitioner.

AKS/ **(Navin Sinha, J.)**